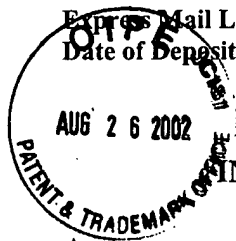


Express Mail Label No.: EL947114521US
Date of Deposit: August 26, 2002

Attorney Docket No. 23254-501



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Holgersson et al.

SERIAL NUMBER: 09/194,396

EXAMINER: G. Ewoldt

FILING DATE: December 8, 1998

ART UNIT: 1644

FOR: ANTIGENIC FUSIONPROTEIN CARRYING GAL α 1,3GAL EPITOPES

RECEIVED

AUG 30 2002

TECH CENTER 1600/2900

August 26, 2002
Boston, Massachusetts

Assistant Commissioner for Patents
Washington, D.C. 20231

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT
UNDER 37 CFR §§ 1.121**

In response to the Notice of Non-Compliant Amendment, mailed August 13, 2002, Applicants submit a paper copy of the Amendment and Response timely filed on May 20, 2002, incorporating the compliant marked-up version of the amended claims under 37 CFR §§ 1.121(c)(1)(ii).

Applicants believe that no additional fees are due in this filing, however, the Commissioner is authorized to charge any additional fees due, or credit any overpayment of same, to the undersigned's account, Deposit Account No. 50-0311, Reference No. 23254-501.

Should any questions or issues arise concerning this application, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529
Cynthia Kozakiewicz, Reg. No. 42,764
Attorneys for Applicants
c/o MINTZ, LEVIN
One Financial Center
Boston, Massachusetts 02111
Tel: (617) 542-6000
Fax: (617) 542-2241

Dated: August 26, 2002



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

RECEIVED

AUG 30 2002

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EXAMINER	
ART UNIT	PAPER NUMBER
	23

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application

Commissioner of Patents

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment filed on **5/20/02** is considered non-compliant because it has not been submitted in the format required under 37 CFR 1.121, as amended on September 8, 2000 (see 65 Fed. Reg. 54603, Sept. 8, 2000, and 1238 O.G. 77, Sept. 19, 2000).

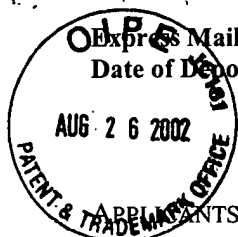
- ☐ 1. The amendment does not include a clean version of the replacement paragraph(s)/section(s). 37 CFR 1.121(b)(1)(ii).
- ☐ 2. The amendment does not include a marked-up version of the replacement paragraph(s)/section(s). 37 CFR 1.121(b)(1)(iii).
- ☐ 3. The amendment does not include a clean version of the amended claim(s). 37 CFR 1.121(c)(1)(i).
- ☐ 4. The amendment does not include a marked-up version of the amended claim(s). 37 CFR 1.121(c)(1)(ii).
- ☐ 5. Other: Claim 21 has been improperly amended. "an immunoglobulin polypeptide" has been changed to "immunoglobulin heavy chain polypeptide" without showing said change on the marked-up version of the claim.

Since the response appears to be **bona fide**, but through an apparent oversight or inadvertence failed to provide a complete response, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Examiner **G.R. Ewoldt**, Art Unit **1644**, whose telephone number is **703-308-9805**.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (703) 308-0196.

G.R. Ewoldt, Ph.D.
August 13, 2002



Express Mail Label No.: EL947114521US
Date of Deposit: August 26, 2002

1644
Attorney Docket No. 23254-501

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Holgersson et al.
SERIAL NUMBER: 09/194,396 EXAMINER: G. Ewoldt
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Washington, D.C. 20231

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TRANSMITTAL LETTER

Transmitted herewith for filing in the above-identified application:

- ☒ Response to Notice of Non-Compliant Amendment Under 37 CFR §§ 1.121 (1 pg);
- ☒ Copy of Notice of Non-Compliant Amendment Under 37 CFR §§ 1.121 (2 pgs);
- ☒ Compliant Amendment and Response timely filed May 20, 2002 (7 pgs);
- ☒ Return Postcard.

The Commissioner is hereby authorized to charge payment of any filing fees required in connection with the papers transmitted herewith, or credit any overpayment of same, to Deposit Account No. 50-0311 (Reference No. 23254-501). A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529
Cynthia Kozakiewicz, Reg. No. 42,764
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